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OFFICE OF PETITIONS

In re Application of

William Hammesfahr :

Application No. 09/841,546

: **DECISION ON PETITION**

Filed: April 23, 2001

:

Attorney Docket No. 003BUS

This is a decision on the petition under 37 CFR 1.137(b), filed April 26, 2006, to revive the above-identified application.

The petition is **GRANTED**.

The above-cited application became abandoned for failure to reply in a timely manner to the non-final Office action mailed January 11, 2005, which set a shortened statutory period for reply of three (3) months from its mailing date. No extension of time pursuant to 37 CFR 1.136(a) was obtained within the allowable period. Accordingly, the application became abandoned on April 12, 2005. A Notice of Abandonment was mailed on December 13, 2005.

The amendment filed April 26, 2006, is noted and made of record.

The request for an extension of time within the third month is noted but cannot be granted as the request was made outside the maximum statutory period for reply. It is also noted that the request is not necessary as the application was already in an abandoned status. The amount of \$510.0 will be refunded to deposit account 12-0551, in due course.

The application is being forwarded to Technology Center 3700, GAU 3737 for further processing.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3222.

Kenya A. McLaughlin
Petitions Attorney
Office of Petitions